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AGOURON PHARMACEUTICALS, INC.
10350 NORTH TORREY PINES ROAD
LA JOLLA, CA 92037

In re Application of :
Michele A. McTigue et al :
Serial No.: 09/939,754 : PETITION DECISION
Filed: August 28, 2001 :
Attorney Docket No.: PC19055E/AG0069 :

This is in response to the petition under 37 CFR 1.181, filed January 22, 2004, requesting withdrawal of abandonment based on timely filing of a reply.

A review of the file history shows that the examiner mailed an Office action to applicants on July 1, 2003, setting a one three shortened statutory period for reply. Upon failure to receive a reply the application was held abandoned by Notice of Abandonment mailed January 16, 2004. Applicants state that a reply was submitted on August 5, 2003, and provide a copy of the reply with a properly executed Certificate of Mailing dated August 5, 2003 and an Office date stamped postcard indicating receipt by the Office on August 7, 2003. In view of applicants' timely reply the Notice of Abandonment is withdrawn and the application restored to pending status with the mailing of this decision.

The petition is **GRANTED**.

The application will be forwarded to the examiner for further consideration.

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0519 or by facsimile sent to the general Office facsimile number.


John Doll
Director, Technology Center 1600